IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 5TH JANUARY 2007 / 15TH POUSHA, 1928

Bail Appl..No. 7763 of 2006()

CRIME NO.783/06 OF PERINTHALMANNA POLICE STATION.

PETITIONER/1ST ACCUSED.

MOHAMMED FAIZAL @ FAIZAL,
S/O.HAMSA, AGED 22 YEARS,
CHERIYIL HOUSE, PONNIAKURUSSI P.O.,
PERINTALMANNA TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.DEVIDAS.U.K

RESPONDENT: COMPLAINANT.

STATE OF KERALA REPRESENTED BY
SUB INSPECTOR OF POLICE, PERINTHALMANNA,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.7763 OF 2006

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DATED THIS THE 5th DAY OF JANUARY, 2007

O R D E R

In this Petition filed under Sec.438 Cr.P.C. the petitioner who is the 1st accused in Crime No.783/06 of Perinthalmanna Police Station for offences punishable under Sections 143, 147, 148, 323, 324, 452 and 427 read with section 149 I.P.C., seeks anticipatory bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs.10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

6. Petitioner shall surrender before the Investigating Officer any day between 6.1.2007 and 10.1.2007 for the purpose of custodial interrogation.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn